

HOUSE No. 589

By Mr. Skerry of Medford, petition of the Massachusetts State Firemen's Association for legislation to limit the eligibility of members of reserve fire forces for appointment to regular fire forces. Civil Service.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Fifty-Three.

AN ACT LIMITING THE ELIGIBILITY OF MEMBERS OF RESERVE FIRE FORCES FOR APPOINTMENT TO REGULAR FIRE FORCES.

1 *Whereas*, The deferred operation of this act would
2 tend to defeat its purpose, which is to make its pro-
3 visions effective on June first in the current year,
4 therefore it is hereby declared to be an emergency law,
5 necessary for the immediate preservation of the pub-
6 lic convenience.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Chapter 31 of the General Laws is
2 hereby amended by striking out section 20A, as most
3 recently amended by section 1 of chapter 167 of the
4 acts of 1952, and inserting in place thereof the fol-
5 lowing section: —

6 *Section 20A.* In each city and town subject to sec-
7 tion twenty in which there has been established a
8 reserve police force or a reserve fire force, appoint

9 ments to the regular police force or the regular fire
10 force shall be made by the appointing authority upon
11 certification by the director from the list of members
12 of the reserve police force or the reserve fire force, as
13 the case may be, in accordance with the rules of the
14 commission, except that the basis of certification shall
15 be the order of appointment to such reserve force, or,
16 if not ascertainable, the order of the respective ratings
17 of such members obtained in the examination upon
18 which the list of eligibles for appointment to such re-
19 serve force was based, and no request of a member of
20 the reserve police force or the reserve fire force that
21 he be not certified in any instance shall be granted by
22 the director. No person who has passed his fiftieth
23 birthday shall be appointed from such a reserve force
24 to such a regular force, and no member of a reserve
25 police force or a reserve fire force who, after June
26 first, nineteen hundred and fifty-two, having been
27 duly certified, three times refuses appointment to the
28 regular force, shall be eligible for further certification.
29 Notwithstanding the provisions of sections forty-three
30 and forty-five or any other law, members of such a
31 reserve force refusing to accept appointment to the
32 regular force on the occasion of three separate certifi-
33 cations after said June first shall thereupon cease to
34 be a member of the reserve police force or the reserve
35 fire force, as the case may be. The appointing officer
36 shall forward to the director a notification of the
37 termination of the service of such reserve officer or
38 fire fighter, setting forth the occasion of each refusal
39 and the date upon which the services of such officer
40 ceased.

1 SECTION 2. This act shall take effect on June first
2 in the current year.